

COMPLAINT INVESTIGATION SUMMARY

COMPLAINT NUMBER: 1891.02
COMPLAINT INVESTIGATOR: Bridget Hand
DATE OF COMPLAINT: March 18, 2002
DATE OF REPORT: April 11, 2002
REQUEST FOR RECONSIDERATION: no
DATE OF CLOSURE: May 10, 2002

COMPLAINT ISSUES:

Whether the MSD of Lawrence Township violated:

- ***511 IAC 7-27-5(d) by failing to obtain parental consent before placing the student on homebound instruction; and***
- ***511 IAC 7-27-7(a) by failing to implement the student's last agreed upon Individualized Education Program ("IEP") as written.***

FINDINGS OF FACT:

1. The student ("Student") is ten years old and enrolled in the fourth grade. The Student is eligible for special education and related services as a student with an emotional disability.
2. A case conference committee meeting was held on March 5, 2002. The recommendation at this conference was to place the student on homebound instruction. The parent signed agreement with the recommended services and gave permission for the plan to be implemented.
3. Both the school and the parent report that the student receives 6 hours per week of homebound services, as is written in the IEP dated March 5, 2002.

CONCLUSIONS:

1. Finding of Fact #2 reflects that the parent had signed consent for placing the Student on homebound instruction. Therefore, no violation of 511 IAC 7-27-5(d) is found.
2. Finding of Facts #2 and #3 reflect that the last agreed upon IEP is the IEP dated March 5, 2002. This IEP placed the Student on homebound instruction that both the school and parent agree is being provided. Therefore, no violation of 511 IAC 7-27-7(a) is found.

The Department of Education, Division of Exceptional Learners requires no corrective action based on the Findings of Fact and Conclusions listed above.

DATE REPORT COMPLETED: April 9, 2002